

AUG 3 0 1994

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

HRE-8J

Mr Samuel Waldo  
Director of Environmental Affairs  
Amphenol Corporation  
358 Hall Avenue  
P.O. Box 5030  
Wallingford, Connecticut 06492-7530

Re: Administrative Order on Consent  
Franklin Power Products/Amphenol  
Corporation  
IND 044 587 848

Dear Mr. Waldo:

As stated in the United States Environmental Protection Agency's (U.S. EPA) letter dated July 22, 1994, and which was faxed to you on that date, the Corrective Measures Study (CMS) Work Plan shall be submitted within forty-five (45) days of receipt of the letter (September 5, 1994).

As you indicated in your letter of August 2, 1994, there has been general consensus among Respondents and U.S. EPA personnel involved in the project on the appropriateness of a groundwater pump and treat system as "an integral part of the final remedy". This is consistent with U.S. EPA Guidance, Directive 9902.3-2A, which provides that it may be appropriate for the implementing agency to allow the Respondent to evaluate only one alternative in the CMS. Accordingly, the CMS Work Plan may focus on the development of a pump and treat system as a specific element of the overall remedy and must also address any additional corrective measures/alternatives necessary to deal with the remaining remedial needs at the facility. The Administrative Order on Consent ("AOC") requires Respondent to submit within ninety (90) days of U.S. EPA approval of the CMS Workplan a draft report which evaluates the alternatives to address all remedial needs at the facility.

As you are aware, it is U.S. EPA's policy to request, and the AOC requires, public comment on the Administrative Record and any proposed corrective measure(s). While the design and construction of the pump and treat system may overlap the CMS activities and you may proceed with them consistent with the approved CMS Work Plan and the final corrective measure(s), as you are aware, the AOC has no provision for the implementation of a pump and treat system. We are quite confident the pump and treat system will be part of the final remedy, but its selection is subject to public comment as provided for in the AOC and is subject to final order as are all corrective measures. In accordance with Section X of the AOC, a forty-five (45) day period for negotiation of a new AOC for implementation of the corrective measure(s)

selected pursuant to Section IX will be provided. In the event of failure of those negotiations, that Section reserves all rights EPA has to take any appropriate action under RCRA, CERCLA, or any other available legal authority.

If you have any questions please call William Buller of my staff at (312) 886-4568.

Sincerely yours,

ORIGINAL SIGNED BY  
KEVIN M. PIERARD

Kevin Pierard, Chief  
Technical Enforcement Section #1

cc: J. Michael Jarvis, Franklin Power Products  
Michael Sickles, IDEM

bcc: Peggy Andrews, ORC

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CONCURRENCE REQUESTED FROM REB			
SEC/BR SECRTRY			
OTHER STAFF	REB STAFF	REB SECTION CHIEF	REB BRANCH CHIEF
	<i>MS</i> 8/25/99	<i>JP</i> 8-25-99	